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**EVANS INDUSTRIAL
COMMUNICATIONS INC.**
4902 PFLAUM RD.
MADISON, WI 53704-6726

May 27, 1998

Ms. Magalie Roman Salas, Secretary, FCC
Room 222
1919 M Street, NW
Washington, DC 20554

Subject: LMCC Petition For Rule making (RM-9267)

Dear Ms. Salas:

I am in strong support of the Petition for Rule Making filed by the LMCC seeking new spectrum allocations for private wireless users. Thank you for quickly placing the petition on public notice.

My son and I are the owners of Evans Industrial Communications Incorporated in Madison, Wisconsin. Recently I completed arrangements to purchase the remaining shares of Evans, allowing my former partner to retire at age 71. He started the company 39 years ago in 1959. We currently have 14 employees with full benefits, with a gross payroll of \$675,000. Our company sells and services two-way radios to local government and small businesses.

My concern is that very large corporations have gained control of almost all available spectrum for "Pay by the Minute" carrier type services. Many of our family owned small business and farm customers cannot afford this type of service and are being left without the alternative to own and operate their own radio systems.

Besides a very serious impact on our customers, their inability to purchase and maintain their own systems is seriously impacting our company and the fine people who work here.

There is a very real need for frequencies for small businesses that are not controlled by large carrier type companies. Please act quickly to provide for the small business of our nation. Small business is the major generator of new jobs that support many millions of American families. Please help us compete against the giants of our industry.

Very Sincerely,

EVANS INDUSTRIAL COMMUNICATIONS INCORPORATED

Ronald D. Hughes
Ronald D. Hughes
President

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TO: Office of the Secretary
Federal Communications Commission
Room 222
1919 M Street NW, Washington, DC 20554

19 May 98

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MAY 20 1998

Subject: ~~RM-9267~~ Reallocation of the 420-450 MHZ band (70 cm) comment

FCC MAIL ROOM

Reference: Land Mobile Communications Council (LMCC) petition for rule making of reallocation of the 70 cm band.

The 440 (70 cm) band is one of the two emergency system pillars serving the Fayetteville, North Carolina area. In the past few years this band has played a vital part in providing communications prior, during and after natural disasters that have struck our community. The loss of this band would further restrict the capability of the amateur community to provide emergency communication services/system to the community.

The 190 members of the Cape Fear Amateur Radio Society (CFARS) recommend that FCC non-concur with the RM-9267 petition for rule making. On the bases that this action would have an adverse effect on the amateurs ability to provide emergency communication to the community and cost effectiveness of reallocation. Additionally, the LMCC should immediately conduct an extensive RF spectrum impact study to find a more suitable segment of the RF spectrum for future use.

Signed Sincerely



Robert E. Doyle, KL7NL

Cape Fear Amateur Radio Society President

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List A B C D E

022

TO: Office of the Secretary
Federal Communications Commission
Room 222
1919 M Street NW, Washington, DC 20554

19 May 98

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Reference: Land Mobile Communications Council (LMCC) petition for rule making of
reallocation of the 70 cm band.

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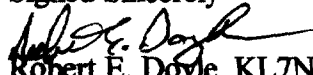
MAY 23 1998

FEDERAL COMMUNICATIONS COMMISSION

The 440 (70 cm) band is one of the two emergency system pillars serving the Fayetteville, North Carolina area. In the past few years this band has played a vital part in providing communications prior, during and after natural disasters that have struck our community. The loss of this band would further restrict the capability of the amateur community to provide emergency communication services/system to the community.

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Signed Sincerely



Robert E. Doyle, KL7NL

Cape Fear Amateur Radio Society President

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Cape Fear Amateur Radio Society

April 1998 - March 1999

April 7, 1998

SUF	PRE	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
0	ADV	LPL	W4	115 HEARTHSTONE DRIVE	FAYETTEVILLE	NC	28314	03/31/99	
0	ADV	MOBILITY	BELL SOUTH	5075 MORGANTAN ROAD, SUITE 4B	FAYETTEVILLE	NC	28303	09/30/98	
0	ADV	ELECTRONICS	GOLDEN STAR	2105 BEECH STREET	FAYETTEVILLE	NC	28303	03/31/99	484-8204
0	ADV	ELECTRONICS	BRANTLEY	2913-A PORT BRAGG ROAD	FAYETTEVILLE	NC	28303	06/01/98	485-2100
0	ADV	INC	JANRIX	877 DANISH DRIVE	FAYETTEVILLE	NC	28303	03/31/99	
0	EDITOR	RADIO	WORLD	P.O. BOX 189490	SACRAMENTO	CA	95818		916-457-3655
0	EDITOR	JOURNAL	SERA REPEATER	600 LAKEDALE ROAD	COLFAX	NC	27235		
0	EMER	GRABOWSKI	CHERYL	131 DICK STREET	FAYETTEVILLE	NC	28301		
0	NO CS	WILSON	LYNA	ROUTE 5, BOX 583	SPRING LAKE	NC	28390	03/31/99	436-4930
0	NO CS	HELD	MAVIS	505 YORK ROAD	FAYETTEVILLE	NC	28303	03/31/99	867-6155
AAC	WD4	PRESSLER	GARY L.	422 CLEVELAND SCHOOL ROAD	CAMDEN	SC	29020	LIFE	
AEQ	WD4	FOLES	LEON P.	1711 EASTOVER STREET	FAYETTEVILLE	NC	28311	LIFE	483-4476
ANU	N4	YOUNG	ROBERT	P.O. BOX 933	HOPE MILLS	NC	28348	03/31/99	
ANV	N4	TYREE	GENE	5222 N. SUMAC CIRCLE	FAYETTEVILLE	NC	28304	LIFE	425-8003
APH	WA4	O'BRIANT	BOB	10665 NC 41 WEST	BLADENBORO	NC	28320	03/31/99	
AXQ	KF4	LANCTO	KAREN	P.O. BOX 646	STEDMAN	NC	28391	03/31/99	484-5498
BGQ	KE4	ROYAL	JAMES EARL	ROUTE 1 BOX 201, HWY 13	WADE	NC	28395	03/31/99	483-1543
BGW	KE4	WEBB	LINDA	105 E. LAKERIDGE DRIVE	RAEFORD	NC	28376	03/31/99	484-7400
BPL	WB4	LEQUIRE	ROBERT R	180 E. 4TH STREET	DENTON	NC	27239	LIFE	
CC	W4	COVINGTON	JOHN	P.O. BOX 217122	CHARLOTTE	NC	28221	LIFE	704-442-1323
CHU	K4	COVINGTON	KEVIN	195 DARROCK COURT	FAYETTEVILLE	NC	28311	03/31/99	630-1280
CVT	N4	LANIER	JIM	520 CARTERET PLACE	FAYETTEVILLE	NC	28311	03/31/99	488-5686
DCR	KD4	McNEILL	WILLIAM F.	511 COLLEGE DRIVE	RAEFORD	NC	28376	03/31/99	875-8442
DDE	KE4	JOHNSON	BYRON	A Co 7th SFG(A)	FORT BRAGG	NC	28307	03/31/99	
DEV	KE4	DEEM	CARRIE	5187 GOLDENEYE COURT	FAYETTEVILLE	NC	28303	LIFE	867-8977

SUF	PRE	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
DGL	W4	LEWIS	RICHARD W.	115 PATTERSON STREET	RAEFORD	NC	28376	LIFE	876-1517
DHB	KF4	ATTAWAY	JAMES	1000 PHILIPPI CHURCH RD.	RAEFORD	NC	28376	03/31/99	875-3619
DNA	KD4	KELLERMAN	RON	3556 BARRON WAY	FAYETTEVILLE	NC	28311	03/31/99	488-2949
DX	KD3	BRITTINGHAM	WOOSLEY	4615 MOEBUS ROAD	FAYETTEVILLE	NC	28301	03/31/99	
ECL	KD4	TOEPPEN	PAMELA	5813 WALDWICK ROAD	FAYETTEVILLE	NC	28311	03/31/99	822-6521
ED	WL7	MELLOR	MICHAEL	5891 WACCAMAW COURT	FAYETTEVILLE	NC	28314	03/31/99	868-4904
EHF	W4	FINCH	WILLIAM C.	103 AVALON LANE	GREENVILLE	NC	27858	LIFE	
EK	W4	MURREY	A. J.	3218 BRINKLEY DRIVE	SPRING LAKE	NC	28390	LIFE	
ERM	N4	VANDERCLUTE II	BURT A.	7669 HERIOT DRIVE	FAYETTEVILLE	NC	28311	LIFE	488-9202
ESH	KF4	TAYLOR	CHUCK	4760 JEFFERSON STREET	HOPE MILLS	NC	28348	03/31/99	426-5384
EWG	N4	KANODE	KELLY K.	5341 RIMROCK COURT	FAYETTEVILLE	NC	28303	LIFE	867-4300
FC	KC4	ILES	CLAUDE	1021 RULNICK STREET	FAYETTEVILLE	NC	28304	03/31/99	867-3088
FHM	N4	ROGERS	JIM	545 WATERBURY DRIVE	FAYETTEVILLE	NC	28311	03/31/99	630-1134
FLG	KE4	STICE	JAMES C.	7540 OVERBROOK DRIVE	FAYETTEVILLE	NC	28303	03/31/99	868-6443
FLR	WA4	CHILCOTE	ROBERT	P.O. BOX 1844	FAYETTEVILLE	NC	28302	03/31/99	864-3924
FLZ	KD4	BAUMAN	MARY	ROUTE 1, BOX 54-C-3	WADE	NC	28395	03/31/99	678-8670
FW	KT4	HINDS III	SID	212 WESTMONT DRIVE	FAYETTEVILLE	NC	28305	03/31/99	484-4857
GAA	KD4	TODD	YOSHI	830 OLEANDER COURT	STEDMAN	NC	28391	03/31/99	323-9726
GDQ	KE4	STEINKAMP	PAT	PSC 78 BOX 7219	APO	AP	96326	03/31/00	
GKA	KE4	BRADY	EDWARD	325 GREEN STREET	FAYETTEVILLE	NC	28305	03/31/99	323-5600
GYV	KE4	BORDEAUX	ISAAC	3513 LARLOS AVENUE	FAYETTEVILLE	NC	28306	03/31/99	424-1760
GZK	KE4	SMITH	CAROLYN	712 N. GREEN STREET	RAEFORD	NC	28376	LIFE	876-5640
HBD	KF4	BROCK	GARY	ROUTE 3, BOX 124-A	ROSEBORO	NC	28382	03/31/99	910-531-3670
HDZ	N4	HARDER	FRED	2723 COLLINGWOOD ST.	SPRING LAKE	NC	28390	03/31/99	497-6998
HGZ	KB0	BARR	JOSH	131 APT E WAYAH CREEK DRIVE	FAYETTEVILLE	NC	28313	03/31/99	487-6065
HFU	KF4	VENDL	RICHARD	1814 CLARK STREET	SPRING LAKE	NC	28390	03/31/99	960-6296
HIO	KE1	FARNUM	STEPHEN	427 HALLMARK ROAD	FAYETTEVILLE	NC	28303	03/31/99	487-0253

C.F.A.R.S. 1998-99

SUF	PRE	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
HQL	KB4	DICKSON	PAUL	215 W. PROSPECT AVENUE	RAEFORD	NC	28376	03/31/99	875-3542
HW	KE4	LIEPINS	GEORGE	2527 TORCROSS DRIVE	FAYETTEVILLE	NC	28304	03/31/99	484-9345
HYY	KF4	MAKALENA	SONNY	1107 STRATHDON AVENUE	FAYETTEVILLE	NC	28304	03/31/99	867-5275
HZA	KF4	FRADY	DONALD	6098 JONATHAN COURT	FAYETTEVILLE	NC	28314	03/31/99	864-5025
IAC	KF4	LOCKLEAR	BETTY	ROUTE 1, BOX 248-AB	HOPE MILLS	NC	28348	03/31/99	485-1277
IB	KS4	ANDERSON	LARRY	7554 DECATUR DRIVE	FAYETTEVILLE	NC	28303	03/31/99	867-5713
IH	KB4	PARKER	JOE	675 STONEYKIRK DRIVE	FAYETTEVILLE	NC	28314	03/31/99	868-2925
IKH	WB4	SCARCY	RALPH	628 GALLOWAY DRIVE	FAYETTEVILLE	NC	28303	03/31/99	864-0553
ISJ	KB4	LUND	WILLIAM D.	5127 CHESAPEAKE ROAD	FAYETTEVILLE	NC	28311	03/31/99	488-1494
JAN	KC4	PARKER, JR.	JAMES A.	P.O. BOX 542	HOPE MILLS	NC	28348	03/31/99	425-1636
JHV	KE4	HORTON	MANTON	501 AUBURNDALE LANE	FAYETTEVILLE	NC	28314	03/31/99	864-9104
JPT	KB4	EVANS	ZORA	28749 HWY 301 NORTH	ST. PAULS	NC	28384	03/31/99	
JTW	WB4	McCUTCHEN, JR.	THOMAS M.	3217 BRECHIN ROAD	FAYETTEVILLE	NC	28303	03/31/99	867-4420
JWH	KD4	GUZMAN	JOSE	109 SARATOGA TRAIL	CHAPEL HILL	NC	27516	03/31/99	919-929-5510
KGC	KE4	BRYAN	WILLIAM	3520 BRAGG BLVD	FAYETTEVILLE	NC	28303	03/31/99	
KGQ	WB4	BEST	FRANK	P.O. BOX 40207	FAYETTEVILLE	NC	28304	LIFE	868-3843
KLV	WB4	BARNHILL	JOHN	1106 ASBURY ROAD	FAYETTEVILLE	NC	28311	LIFE	483-0209
KP	KK4	MORALES	LUIS G.	404 VIRGINIA DRIVE	SPRING LAKE	NC	28390	03/31/99	497-7711
KVM	KD4	WILSON	ROBERT J.	ROUTE 5, BOX 588	SPRING LAKE	NC	28390	03/31/99	436-4930
LBB	N4	BROCK	PERRY	1443 GLANIS DRIVE	FAYETTEVILLE	NC	28304	03/31/99	423-2791
IJQ	KE4	HIGGINS	JOSEPH	711 REGGIE COURT	SPRING LAKE	NC	28390	03/31/99	497-3288
LJS	KE4	MEDLEN	JAY	P.O. BOX 70993	FORT BRAGG	NC	28307	03/31/99	
LNМ	N3	JUANITA	BRITTINGHAM	4615 MOBIUS ROAD	FAYETTEVILLE	NC	28301	03/31/99	
LPL	W4	PRESLER, JR.	CARL B.	115 HERTHSTONE DRIVE	FAYETTEVILLE	NC	28314	LIFE	864-3006
LS	KR4	ROGERS	CYNTHIA R.	545 WATERBURY DRIVE	FAYETTEVILLE	NC	28311	03/31/99	630-1134
LVE	KF4	WILLIAMSON	BONNIE	P.O. BOX 98	HOPE MILLS	NC	28348	03/31/99	425-7573
LZD	WA4	GODWIN	ERMON H.	8101 NEWTON GROVE HWY	DUNN	NC	28334	03/31/99	910-567-2156

SUF	PRE	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
ME	AE4	POWELL	JOESPH P.	2530 BROWNCURCH RD.	CLINTON	NC	28328	03/31/99	592-5926
MGU	KB9	ARMOUR	LESA	22 PINE RIDGE DRIVE	CAMERON	NC	28326	03/31/99	919-499-6387
MN	K4	HARRISON	GRAHAM	334 KENWOOD DRIVE	FAYETTEVILLE	NC	28311	LIFE	488-6144
NL	KL7	DOYLE	ROBERT E.	2614 DUMFRIES DRIVE	FAYETTEVILLE	NC	28306	03/31/99	425-4175
NOY	N4	LIEPINS	ANDY	2527 TORCROSS DRIVE	FAYETTEVILLE	NC	28304	03/31/99	484-9345
NR	KS4	JONES	HOWARD	3613 CRANBROOK DRIVE	FAYETTEVILLE	NC	28301	03/31/99	630-5181
OE	KR4	COWART	DAVID	637 EAST RAYNOR DRIVE	FAYETTEVILLE	NC	28311	03/31/99	488-1921
OJO	KE4	KENWORTHY	CARL S.	110 OREGON TRAIL	RAEFORD	NC	28376	03/31/99	904-1563
OKJ	KF4	JOHNSON	WENDY W.	7 CHEROKEE DRIVE	HUBERT	NC	28539	03/31/99	910-326-6823
OND	WB7	LINDER	RICHARD	507 YORK ROAD	FAYETTEVILLE	NC	28303	03/31/99	868-6894
P	NJ4	LOCKLEAR	LESLIE	ROUTE 1, BOX 248-AB	HOPE MILLS	NC	28348	03/31/99	485-1277
PKR	WA4	SANDERS	JACK S.	7220 GODFREY DRIVE	FAYETTEVILLE	NC	28303	03/31/99	
PQ	KR4	COUNCILMAN	PAUL F.	ROUTE 1, BOX 121	FAYETTEVILLE	NC	28301	03/31/99	484-4066
PR	AA4	EVANS	JOE B.	20749 HWY 301 N.	ST. PAULS	NC	28384	03/31/99	865-5451
PSH	N0	THAGARD	ALAN	1211 CASTLEROCK DRIVE	FAYETTEVILLE	NC	28304	03/31/99	323-8809
PUI	N7	RENNAKER	JEFF	600 CRANFORD COURT	FAYETTEVILLE	NC	28303	03/31/99	864-5589
QBI	KF4	HILL	WILLIAM	ROUTE 7, BOX 195-M	FAYETTEVILLE	NC	28306	03/31/99	486-7864
QBK	KF4	GRAY	CAROLYN	6383 JOHNSON STREET	FAYETTEVILLE	NC	28311	03/31/99	822-6279
QBM	KF4	TINDALL	RANDY	4329 MARSHWOOD ROAD	FAYETTEVILLE	NC	28306	03/31/99	
QFK	K4	PETERSON	VAN N.	2291 HACKNEY LOOP	FAYETTEVILLE	NC	28304	LIFE	424-4483
QIP	KA2	WALLACE	PHILIP	7334 RIVERBARK DRIVE	SPRING LAKE	NC	28390	03/31/99	
QNG	KD4	JONES	DARYLL	204 RIDGECREST	STEDMAN	NC	28391	03/31/99	
RB	WL7	HENDRICKSON	MARC D	P.O. BOX 73736	FORT BRAGG	NC	28307	03/31/99	
RP	AD4	PAUFF	LOUIS A.	7128 RYAN STREET	FAYETTEVILLE	NC	28314	03/31/99	868-5319
RRX	N4	GATES	JAMES A.	5102 TURNPIKE DRIVE	RAEFORD	NC	28376	03/31/99	875-2321
RRY	KF4	WALLER	MICHAEL	5139 SURF SCOOTER CIRCLE	FAYETTEVILLE	NC	28311	03/31/99	630-1944
RSZ	KC4	DUDLEY	ROBERT C.	113 COCHRAN AVENUE	FAYETTEVILLE	NC	28301	03/31/99	488-0172

C.F.A.R.S. 1998-99

SUF	PRE	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
RTT	KB8	DEANER	AL	326 STATE ROAD	TRAVERSE CITY	MI	49684	03/31/99	
RV	KJ4	WARD	CHARLES	703 POOLE DRIVE	FAYETTEVILLE	NC	28303	03/31/99	485-6471
RW	KM4	GASKINS	RAYMOND	168 S. CHURCHILL DRIVE	FAYETTEVILLE	NC	28303	03/31/99	
S	NK0	HUTCHINSON	HARVEY C.	3511 CEDAR HILL ROAD	FAYETTEVILLE	NC	28301	LIFE	323-9594
SAS	KD4	BINDER	HARRY E.	3664 LAKE FOREST ROAD	HOPE MILLS	NC	28348	03/31/99	484-8204
SEV	KF4	GUTHRIE	JOHN	5221 ACUTRON STREET	PARKTON	NC	28371	03/31/99	424-6937
SHW	KE4	LANCTO	GORDON R.	36-C MARY McCALL ROAD	STEDMAN	NC	28391	03/31/99	484-5498
SKW	W4	SHEPHERD, JR.	RUSSELL W.	117 NELSON AVENUE	FAYETTEVILLE	NC	28314	03/31/99	868-8624
SS	KN4	NEW	FREDRICK B.	112 DEERFIELD DRIVE	SPRING LAKE	NC	28390	03/31/99	497-6589
SWY	KC4	KELCHNER	LINDA	9946 ROCKFISH ROAD	RAEFORD	NC	28376	03/31/99	875-4334
TBO	W4	LING	HOWARD	459 ALBERMARLE DRIVE	FAYETTEVILLE	NC	28311	03/31/99	488-6089
TBQ	KC4	LINDER	SANDY	507 YORK ROAD	FAYETTEVILLE	NC	28303	03/31/99	868-6894
TBS	KC4	TYREE	PAT	5222 N. SUMAC CIRCLE	FAYETTEVILLE	NC	28304	LIFE	425-8003
TFO	KF4	WALLER	ANN	5139 SURF SCOOTER CIRCLE	FAYETTEVILLE	NC	28311	03/31/99	630-1944
TK	KJ4	CLAYTON	JOHN	ROUTE 1, BOX 153-J	WADE	NC	28395	03/31/99	486-7085
TL	AD4	SMITH, JR.	DONNIE	712 N. GREEN STREET	RAEFORD	NC	28376	LIFE	876-5640
TRW	WB4	HARRIS	LACY	1101 HOPE MILLS ROAD	FAYETTEVILLE	NC	28304	LIFE	
TXY	KD4	HUTCHISON	LINDA W.	3511 CEDAR HILL ROAD	FAYETTEVILLE	NC	28301	LIFE	323-9594
UDH	KE4	KELLERMAN	MARIA	3556 BARRON WAY	FAYETTEVILLE	NC	28311	03/31/99	488-2676
UEM	KE4	RORABACK	GEORGE	6343 RANNOCK DRIVE	FAYETTEVILLE	NC	28304	03/31/99	425-0763
UGH	N4	EDWARDS	PATRICIA	5988 RICHFIELD AVENUE	HOPE MILLS	NC	28348	03/31/99	425-8003
UL	K4	PHELPS	WILLIAM	P.O. BOX 365	BUIES CREEK	NC	27506	LIFE	
UXB	KE4	PETERSON	LOUIS	321 POST AVENUE	FAYETTEVILLE	NC	28301	03/31/99	488-0683
VBC	WA4	PURVIS	SIDNEY	P.O. BOX 12231	NEW BERN	NC	28561	LIFE	
VLK	KE4	PAGE	CRAVEN	120 ALABAMA LANE	FAYETTEVILLE	NC	28306	03/31/99	423-0955
VNT	KF4	SOMERS	THERESA	4760 JEFFERSON STREET	HOPE MILLS	NC	28348	03/31/99	
				5879 COLUMBINE ROAD	FAYETTEVILLE	NC	28306	03/31/99	424-7079

SUF	FRI	LAST	FIRST	ADDRESS	CITY	ST	ZIP	EXP	PHONE
VQB	KE4	ARNOLD	JAMES	456 SMITHFIELD ROAD	GODWIN	NC	28344	03/31/99	980-1657
VWJ	KD4	BENDER	LINDA	3664 LAKE FOREST ROAD	HOPE MILLS	NC	28348	03/31/99	484-8204
W	KU4	KELCHNER	WILLIAM	9946 ROCKFISH ROAD	RAEFORD	NC	28376	03/31/99	875-4334
WHY	WA4	TYOH	ROBERT	ROUTE 6, BOX 622	FAYETTEVILLE	NC	28301	03/31/99	
WKY	WA7	LEWIS	BARRY	6212 LAKEWAY DRIVE	FAYETTEVILLE	NC	28306	03/31/99	425-1031
WOF	KF4	EARNUM	DELAINE	427 HALLMARK ROAD	FAYETTEVILLE	NC	28303	03/31/99	487-2053
WZH	WB4	DONNISON	ARTHUR	505 YORK ROAD	FAYETTEVILLE	NC	28303	03/31/99	867-6155
XO	KD4	THORNTON	WILLIAM	2804 PLAYER AVENUE	FAYETTEVILLE	NC	28304	03/31/99	433-2504
XK	KJ4	HARGIS	JACKIE	6518 LOU DRIVE S.	JACKSONVILLE	FL	32216	03/31/99	
KN	NN7	MEDLEN	JOYCE	P.O. BOX 70993	FORT BRAGG	NC	28307	03/31/99	
XP	KN4	PREVATTE	MICHAEL	P.O. BOX 681	STEDMAN	NC	28391	LIFE	531-4363
XR	KT4	MARTIN	VANCE	6313 CICADA STREET	FAYETTEVILLE	NC	28306	03/31/99	426-2879
XUS	N3	McPHEE	GENE	842-7 KING ARTHUR DRIVE	FAYETTEVILLE	NC	28314	03/31/99	487-9757
YG	KD5	STINKAMP	JEFF	PSC 78 BOX 7219	APO	AP	96326	03/31/00	
YJS	KE4	ANDERSON	MARGUERITE	7554 DECATUR DRIVE	FAYETTEVILLE	NC	28303	03/31/99	867-5713
YMD	WA4	PRESSLER, III	CARL	115 HEARTHSTONE DRIVE	FAYETTEVILLE	NC	28314	LIFE	864-3006
YQE	KD4	WEBB	MARTY	105 E. LAKERIDGE DRIVE	RAEFORD	NC	28376	03/31/99	425-7400
YWG	WB4	BRADSHAW, III	CHARLES	117 CREEPY LAND	CARY	NC	27511	LIFE	
ZCG	N4	DEEM	FRED	5187 GOLDENEYE COURT	FAYETTEVILLE	NC	28303	LIFE	867-8977
ZL	KH	HARGIS	DON	6518 LOU DRIVE S.	JACKSONVILLE	FL	32216	03/31/99	
ZWB	N3	KLIMEK	KENNETH	170 ROBONTA ROAD	ORMOND BEACH	FL	32176	03/31/99	
ZZ	KN4	BUNCE	WILEY	6569 CLIFDALE ROAD	FAYETTEVILLE	NC	28314	03/31/99	
ZZI	K8	ARMOUR	JOHN	22 PINE RIDGE DRIVE	CAMERON	NC	28326	03/31/99	919-499-6387

TO: Office of the Secretary
Federal Communications Commission
Room 222
1919 M Street NW, Washington, DC 20554

19 May 98

Subject: RM-9267 Reallocation of the 420-450 MHZ band (70 cm) comment

Reference: Land Mobile Communications Council (LMCC) petition for rule making of reallocation of the 70 cm band.

The 440 (70 cm) band is one of the two emergency system pillars serving the Fayetteville, North Carolina area. In the past few years this band has played a vital part in providing communications prior, during and after natural disasters that have struck our community. The loss of this band would further restrict the capability of the amateur community to provide emergency communication services/system to the community.

The 190 members of the Cape Fear Amateur Radio Society (CFARS) recommend that FCC non-concur with the RM-9267 petition for rule making. On the bases that this action would have an adverse effect on the amateurs ability to provide emergency communication to the community and cost effectiveness of reallocation. Additionally, the LMCC should immediately conduct an extensive RF spectrum impact study to find a more suitable segment of the RF spectrum for future use.

Signed Sincerely

Robert E. Doyle, KL7NL
Cape Fear Amateur Radio Society President

CSSI

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MAY 28 1998

905 Palo Pinto Street
WEATHERFORD, TEXAS 76086-4136
817-341-2337 metro 817-792-3429
Fax 817-598-1661
e-mail chb890@aol.com
5/24/98

FCC MAIL ROOM

Ms. Magalie Roman Salas
Secretary, FCC
Room 222
1919 M Street, NW
Washington, DC 20554

Subject LMCC Petition for Rulemaking (RM-9267)

In behalf of CSSI, would like to support the Petition for Rule Making filed by the LMCC seeking new spectrum allocations for use by private wireless users. We applaud and appreciate the FCC for placing the petition (RM-9267) on public notice in a timely fashion.

CSSI is a 2-way radio sales and maintenance company located in North Central Texas. We have been in business since 1954 and we employ 23 people. Some of our principal owners are Women and we employ several minorities. We are both a user of private wireless systems and a provider of equipment and service to other users. We use the wireless spectrum to dispatch to our on vehicles and personal enroute to and from job sites. It not only saves our company money, but provides a great deal of other benefits to our operations. We could not afford to use Cellular Phones (or Nextel type equipment) for this usage or any other type of for rent for air time and maintain the necessary margins to stay in business and keep our employees on the payroll. We have used the private wireless (2-way) type systems for many years and are very depended on it. We feel that the FCC in its earlier days was very wise in creating this type of service and in doing so eliminated the possibility of large companies have all the channels and thereby not allowing smaller companies to have the use of them with out paying fees that would have prohibited their using them.

We have provided many small and medium size companies with private wireless systems and service on repeaters and maintenance on their equipment in the past. We continue to do so and have many calls in the recent past from 800 Mhz user looking for some where to go to get service, because of the change of type of service and charging for airtime that the digital providers now have as they convert their systems to quasi common carrier type systems. (I.e.: Nextel, etc).

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CSSI

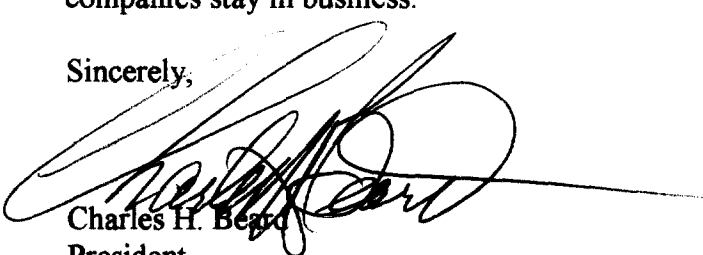
905 Palo Pinto Street
WEATHERFORD, TEXAS 76086-4136
817-341-2337 metro 817-792-3429
Fax 817-598-1661
E-mail chb890@aol.com
5/25/98

Our customer and user have a desperate need for additional space in the 150 Mhz, 450 Mhz, 800 Mhz., and 900 Mhz. Bands. We have had to turn a great deal of business away because of the lack of channels and the over usage of the existing channels. This in turn has hurt a lot of the small and medium size business profitability, as well as our profitability. After all, this is one of the foundations of our great country (small business and profitability). The lack of channels has decreased their (and ours) productivity and jeopardized the safety of their employees.

Cellular, PCS, and Digital 800 Trunking systems can not and have not solved these needs and problems, due to air time cost (which appears to be caused by extremely high over head of operations and high initial cost of start up of these systems). No small or medium size company can afford the expense of \$.30 per minute airtime and stay in business. We are seeing this in the large number of inquiries we have had from this type of users in the past few years. The Cellular and PCS and Nextel type systems in addition to high cost do not offer the coverage and types of usage needed by the smaller and medium size users.

We urge that the FCC address these issues quickly, in as much as the problems associated with the lack of spectrum are increasing. I would like to see the FCC demonstrate that they are working to keep this country great by encouraging the small and medium size operator and companies stay in business.

Sincerely,



Charles H. Beard
President
CSSI

CC: Hon. Kay Bailey Hutchison, Senator
Hon. Phil Gramm, Senator
Hon. Kay Granger, Representative
Hon. Joe Barton, Representative

REC

Michael G. McCarthy, N9EAO
1116 Tamarack/P.O. Box 445
Mt. Prospect, Illinois 60056

MAY 20 1998

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Secretary
Federal Communications Commission
1919 M Street, NW
Washington, D.C. 20554

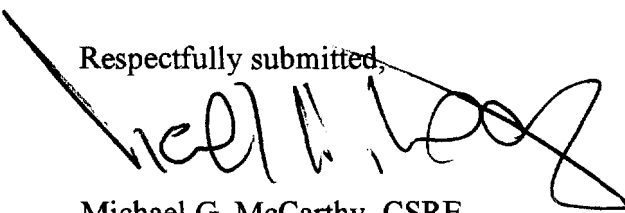
May 18, 1998

The following contains Comments for RM 9267.

Here comes the above named individual presenting to the Commission comments regarding the petition filed by the Land Mobile Communications Council seeking to reallocate sections of the bands allocated on a primary basis to the United States Government and on a secondary basis to CFR47, Part 97, Amateur Radio Service.

The individual has been licensed since 1982 and an interest in the hobby since 1975. The individual practices professionally communications engineering for broadcast radio stations and actively participates in regional emergency communications efforts by providing infrastructure facilities for conducting such activities. He is also a former Technical Committee Chairman of the Illinois Repeater Association. The comments contained herein are his own and do not reflect those of any organization or individual.

Respectfully submitted,


Michael G. McCarthy, CSRE
N9EAO, &
Principal
McCarthy Radio Engineering

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MAY 28 1998

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RM 9267 McCarthy Comment Page# 1

Comments, RM-9267

Regarding the Land Mobile Communications Council (LMCC) Petition for rule making, Michael G. McCarthy, Amateur radio licensee N9EAO personally opposes reallocation of any allocated spectrum away from Part 97 Amateur to Parts 90, 88, 22, or other Land Mobile on a shared or exclusive basis.

The basic premise for the opposition consists of: 1) Areas where conflicts between licensed amateur stations and licensed land mobile would prove to be detrimental to both the commercial and amateur stations collectively; 2) The material and monetary investment made by amateur licensees to procure equipment and parts, build and/or assemble those parts into an operating system, and to maintain that equipment or system all comes from the private AFTER income tax fund sources of the individual amateur, unlike the deductible expense/depreciable funding of commercial land mobile business; 3) The increasing pressure on the spectrum by the increased numbers of licensed amateurs across the country by the acceptance of No-Code licensing on bands 50Mhz and up; and 4) The United States Government is the Primary Allocation holder, specifically, the Department of Defense uses the spectrum from 420-450 for operations of such a nature which allows amateurs to cohabite and collaborate when necessary.

In areas where commercial and other licensed operations exist on a shared basis, there is an ongoing conflict between who has the apparent right to operate on a channel. The licensees argue about who has priority, when neither has priority. But the licensees do not want to hear that. Same goes for 900 MHZ Part 15 allocations. It is widely known that Part 97 operations interfere with such items and cordless phones, baby monitors, and a myriad of other devices. However, the amateur is told to cease, lest they be cited by the FCC. In the interest of good neighborly relations, the amateur ceases operation and loses yet another band. In Illinois, the Illinois Repeater Association actively chose to NOT create a bandplan due to that band being "such a vast wasteland of interference". No conceivable bandplan could be created without someone being caused hardship as a result of already primary licensed operations or interfering with Part 15 general public equipment, which is allow such. However, as described, good

neighborly relations preclude operation in some sections of that band. Making bandplanning a most difficult adventure. As a result, 902 to 928 is already a lost band.

From a dollar invested point, Mr. McCarthy has personally committed and invested over \$20,000, after income taxes have been taken, to build a 420-425 and 440-450 MHZ communications system he partners which permits speedy and timely delivery of emergency messages between the local field spotters and the National Weather Service (NWS). With the cooperation of commercial site owners and managers, this unique system covers the entire Chicago metropolitan area and most counties in the Warning Responsibility Area (WRA) for the local NWS Forecast Office. In 1998, construction and installation of additional transmitters and receivers to cover all of the Illinois counties in the WRA is planned. Equipment has been procured for two additional transmission sites and are already under construction. Within 2 years, all of the NWS WRA counties for Indiana and Illinois will be covered by this one liaison system. A goal not attained by any other system.

Conflicts between ignorant commercial licensees who do not understand the nature and importance of such systems and amateurs would arise, thereby limiting the effectiveness of such a network not only in Chicago, but in the heart of Tornado Alley through the center of the country. Collisions of analog voice transmissions will no doubt result in delays and shall frequently require repeats of messages or content. During conditions where timeliness of message carriage and conveyance carries life safety implications, a delay of 10 seconds could result in loss of life and/or property to those in the path of a tornado, tidal wave, or myriad of other "immediate action required" situations.

The equipment used in this instantly described system consists of current or just discontinued high tier communications equipment donated by a major manufacturers of commercial and military communications equipment, antenna, and transmission line. Sum total investment to this system, including "billable time", buildings, infrastructure, commercial grade antennas, 1-5/8" transmission line, commercial filters and isolators, and riggers exceeds \$300,000 cash. A third of that total comes from after tax monetary contributions by individuals and partners towards the effort. Thus if this were a real business system, factoring in billed

labor, depreciation, and incidental expenses, the total capital investment would exceed \$600,000. As is obvious, this system is a very committed and elaborate operation, not easily altered or modified to accommodate additional users of the channels in question. Further, the operators maintain a directory of all accredited users of the system and to date over 200 are accredited for access. Further, over 1000 transmissions are made each day on this system. The system logs all accredited access requests and logged records are kept from 1994 to date showing progressively increased use.

Additional radio equipment and antennas located at the NWS forecast office to access this communications system are owned and installed by the submitter. Equipment which is designed to allow direct access and interface between the field spotters and storm chasers to NWS forecasters. This type of field system eliminates many potential delays in message conveyance and on the spot monitoring is thus possible. There has also been discussion regarding the matter of Emergency Alert System and the ability to inject and relay severe weather watches and warnings (SAME) via voluntary relays. All of the above are not compatible with typical land mobile radio applications as these types of transmissions are generally priority or emergency in nature. Thus sharing the channels are not practical for the same reason cited above.

The submitter also has invested no less than \$10,000 after tax dollars in his own three repeaters all either operating or under construction. All three systems will operate on the same frequency pairs with distinct "PL" access for each repeater system. Each shall be located and operated around of the Chicago metropolitan area and will not be linked together into one system. They shall stand on their own and will be operated by those who choose to operate a specific system for the area in which they are located or desire coverage. Additionally, the one with the largest coverage area and central location is designated as a "tactical" system for emergency management directors and operational decision makers to conference on during an event of such substance. The goal is to avoid use of the main liaison system described above for such background operations, thus leaving it available for straight net operations. Sharing this channel/pair with Land Mobile licensees will not be possible due to the extensive sharing of the three systems and the participation in emergency communication planning and execution.

Submitter is also in the process of constructing a 440-450 MHZ commercial grade transportable full power repeater system for use at disaster scenes/special events where communications systems may be overloaded or unable to reach into those areas on a reliable basis. The system will be programmed to operate on one of several preprogrammed consecutive channel pairs and would be selected at the site by the installer so as to not interfere with other communications efforts. Coordination by the local frequency coordinating body for just such a purpose is pending. Free, clear, and unencumbered access to that channel pair pool is vital to the communications NEEDS of those managing emergencies, disasters, and other special events. Channel selection is an issue which should be resolved prior to an emergency situation and shared use of the cited spectrum will result in delays and conflicts in establishing operation of such a system in an emergency. Thus either limiting useful operation or preventing any such use all together.

As more individuals become licensed, the entire pool of operators procuring equipment to build and operate increases. VHF 144-148 MHZ spectrum is bursting with various modes of operation and repeater pairs are filled in all but the most isolated areas nationwide. The Commission reduced by 2 MHZ the allocation in the 220 MHZ band in the late 1980's, thereby shrinking that viable band and causing many operators to abandon their systems and the band. To date, only a small percentage of the channels auctioned from 220-222 are in use. The loss of the 420-450 band would cause untold hardship to many thousands of amateurs who have invested millions of after tax dollars to this hobby and to the communities who rely upon those facilities to aid in their ongoing endeavors and emergencies.

It is the understanding of many who operate fixed stations between 420-450 MHz that the military utilizes this spectrum for various purposes. For what purposes is unknown to all but those who need to know. Which is perfectly acceptable, since most amateurs know they are secondary to government allocations above 420 MHz. In the past, the military has communicated with local amateurs to advise of potential disruptions in service where the military believed sharing that information would not be a security risk. In other cases, amateurs

have cooperated and lent fixed facilities to the military in special cases and circumstances where they were requested to aid or assist. The vast majority of the time however, it appears the amateurs and military peacefully coexist and the sharing is mutually beneficial.

In conclusion, the concept of sharing amateur radio spectrum, specifically 420-450 MHZ, with land mobile users is very poor and ill conceived. It would be a travesty to allow joint operation of emergency communications and experimentation of new communications schemes on the same channels with the local taxi, mine, welder, or trucking operations. The operators of such do not know anything about amateur communications and are not interested in learning of them either. Their sole interest is in their business and the conduction and operation of said business. Which is perfectly understandable.

It appears the LMCC is seeking more spectrum to entice more companies to replace equipment which is perfectly operable for the foreseeable future. And to ring up sales at the expense of many diligent and honorable individuals who have committed time, effort, and money towards and noble and constructive endeavors.

Amateur operations supplement the needs of a variety of organizations and government entities, the United States government included. It would be in the best interest of the entire United States to not act upon the section calling for re-allocation of any Part 97 spectrum and to dismiss this Petition seeking such.

Respectfully submitted

A handwritten signature in black ink, appearing to read 'Michael G. McCarthy', with a large, sweeping flourish at the end.

Michael G. McCarthy

N9EAO

May 19, 1998

20 May 1998

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FEDERAL COMMUNICATIONS COMMISSION
Federal Communications Commission
Secretary of the FCC
Washington, D.C. 20554

Ref: RM-9267

Dear Commission.

As a licensed Amateur Radio operator I want to go on record as being strongly against the petition under consideration, RM-9267.

I am active on many Amateur Radio frequencies that promote the public welfare through emergency, disaster and public service communications. The frequencies stated in RM-9267 (420 MHz to 430 MHz and 440 MHz to 450 MHz) are very important to our continued success in serving the public through our work. These frequency band segments include important linking, control, and repeater systems that are used daily in Southern California and throughout the United States.

I am an active member of Radio Amateur Civil Emergency Service (RACES) working with and authorized by The Riverside County Fire Department Emergency Services Division. We, myself and a large number of other amateurs, have established Radio Networks (Nets) that meet weekly on the air to make sure our equipment is in working order for any emergency or disaster (earthquakes, forest fires, floods, anything that would require emergency communications, to assist the Riverside County Fire Department in accomplishing it's mission.

I am also an active member of the Salvation Army Team Emergency Radio Network (SATERN), again volunteer amateur radio operators who maintain equipment and nets for emergency response. SATERN operators are available for volunteer service wherever they are needed, in California, in the other 49 states, or out of country, if the need arises where the Salvation Army is tending to the needs of disaster victims. Without publicity the Salvation Army Teams have been involved in the recent floods and tornadoes and even had a canteen and team with radios set up on Long Island shortly after TWA Flight 800 went down.

I mention all of this because we amateurs do use the frequencies we've been allotted, and we have, aside from all of the good accomplished, invested a substantial amount of money in our equipment. While we can wrap oatmeal boxes with wire, the equipment most of us use is sophisticated and miniaturized, designed for the frequencies we use. If one of the Bands we use is reduced or eliminated and the radio is a Dual Band, then the radio is substantially depreciated and only half functional.

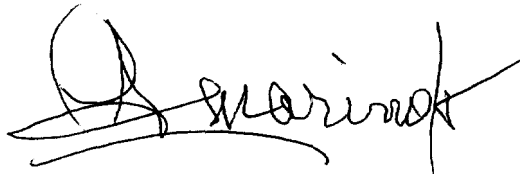
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Amateur Radio has proven to be a successful secondary user to the military radar operations on these frequency bands. RM-9267 contains no technical solutions to prove that Amateur Radio users could continue to use these bands without serious interference if land mobile communications were to become the primary user. In my opinion, if land mobile communications were to continue to use their resources to expand rather than to develop options as they have done thus far, Amateur radio would be the loser and by extension all those who would have benefited by our voluntarism will be the losers too.

Amateur Radio operators in Southern California can continue to be a vital communications resource to the public during emergencies and disasters if RM-9267 is not approved. In disasters, normal communications are disrupted in the locale. Telephone switching networks become jammed and service, if available, is limited. Cellular phones likewise become useless for the same reason. If there is also a loss of electrical power in the area, communications become even more critical. The Amateurs have been proven to save the day. With our battery operated handheld radios, our mobile radios, our frequency selection capability, our established nets and our continuing training, we are a resource that should not be compromised. What holds for California equally applies to Amateur Radio operators in the other states.

Thank you for the opportunity to express an opinion.

Sincerely,

A handwritten signature in black ink, appearing to read "L.A. Marino, Jr.", with a stylized flourish at the end.

L.A. Marino, Jr. KF6LVE
5700 W. Wilson St. Sp.9
Banning, CA 92220-3104

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MAY 28 1998

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Before the

FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

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In the Matter of)

)

An Allocation of Spectrum for)**Private Mobile Radio Services) RM-9267**

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To: The Secretary,

Federal Communications Commission

STATEMENT OF OPPOSITION TO RM-9267

I am writing in opposition to the Land Mobile Communications Council's proposal to re-allocate the 420-430 MHz and 440-450 MHz frequency spectrum to commercial, private, land mobile applications. Instead, I ask that the Commission change the Amateur allocation from secondary to co-primary with the U.S. government. Prior to the Cold War era, the Amateur Radio Service was a primary status user of these frequencies. With the tremendous success of the modern "no code" Technician license and the high growth of Amateur UHF operations, now is the time to restore Amateur Radio's historic primary status within the 420-450 MHz band.

The 420-450 MHz Amateur allocation is the second most used Amateur VHF/UHF band. The LMCC has requested "sharing" this band with Amateur operations yet provides no explanation for how "sharing" might occur. Based on the history of "sharing" with commercial services (particularly the example of AVL companies "sharing" 902-928 MHz who ordered hams off the air), "sharing" means that Amateur operations will be evicted from the band. This is what happens when commercial, for profit services "share" with not-for-profit, community service oriented Amateur Radio operations.

Amateur Radio has and will continue to share its VHF/UHF allocations with *mutually compatible* services and operations. These have included, the U.S. government, the U.S. military, NOAA doppler wind shear radar and other government radiolocation services. Amateur Radio has a long and proud history of supporting the U.S. armed forces and NOAA through the National Weather Service's SkyWarn system. For these reasons, there is a *mutual interest in sharing between compatible services* like Amateur Radio and the U.S. government. However, there are *no mutual interests* in common with for-profit private land mobile services; "sharing", as in the AVL example, will result in the loss of 420-430 and 440-450 MHz by the Amateur service, which will prove devastating to the mission of the Amateur Radio service.

Many government agencies and non-profit disaster relief organizations would be tremendously harmed by the loss of the Amateur 420-430 and 440-450 MHz allocations. The following is a partial list of agencies that I have assisted with providing emergency communications via Amateur Radio using the 420-450 MHz band:

- ***** Insert your list of supported agencies here *****

Private and for-profit radio services do not have mutually compatible interests with the Amateur Radio Service. Sharing between private land mobile and the Amateur Radio Service, as proposed by the LMCC, will not work. The 420-450 MHz band is the second most used VHF/UHF Amateur Radio allocation. The loss of these frequencies will cause severe disruption to the mission of Amateur Radio, as specified in C.F.R. Title 47 Part 97.1, and will render severe harm to the Amateur's ability to support numerous government and non-profit relief agencies.

I respectfully request that you DENY the request of the LMCC to share the Amateur radio allocations at 420-430 and 440-450 MHz. Instead, I request that the Commission restore Amateur Radio's historic co-primary status in the entire band 420-450 MHz.

Sincerely,



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0

Your Name, Callsign

JERRY MORRIS - W5KUF

Street Address

302 BELMONT DR

City, State, Zip code

Corpus Christi, TX 78418

May 17, 1998

512-937-6460

FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554
In the Matter of

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An Allocation of Spectrum for
Private Mobile Radio Services RM-9267

To: The Secretary,
Federal Communications Commission

STATEMENT OF OPPOSITION TO RM-9267

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With the tremendous success of the modern "no code" Technician license and the high growth of Amateur UHF operations, now is the time to restore Amateur Radio's historic primary status within the 420-450 MHz band.

The 420-450 MHz Amateur allocation is the second most used Amateur VHF/UHF band. The LMCC has requested "sharing" this band with Amateur operations yet provides no explanation for how "sharing" might occur. Based on the history of "sharing" with commercial services (particularly the example of AVL companies "sharing" 902-928 MHz who ordered hams off the air), "sharing" means that Amateur operations will be evicted from the band. This is what happens when commercial, for profit services "share" with not-for-profit, community service oriented Amateur Radio operations.

Amateur Radio has and will continue to share its VHF/UHF allocations with mutually compatible services and operations. These have included, the U.S. government, the U.S. military, NOAA doppler wind shear radar and other government radiolocation services. Amateur Radio has a long and proud history of supporting the U.S. armed forces and NOAA through the National Weather Service's SkyWarn system. For these reasons, there is a mutual interest in sharing between compatible services like Amateur Radio and the U.S. government. However, there are no mutual interests in common with for-profit private land mobile services; "sharing," as in the AVL example, will result in the loss of 420-430 and 440-450 MHz by the Amateur service, which will prove devastating to the mission of the Amateur Radio service.

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Sincerely,

Robert A. White
KF4SYX

Robert A. White, KF4SYX
213 Bass Capital Drive
Crescent City, FL 32112